

1 RENE L. VALLADARES  
Federal Public Defender  
2 Nevada State Bar No. 11479  
SEAN A. MCCLELLAND  
3 Assistant Federal Public Defender  
Nevada State Bar No. 16581  
4 200 S. Virginia Street, Suite 340  
Reno, Nevada 89501  
5 (775) 321-8451/Tel.  
(702) 388-6261/Fax  
6 Sean\_McClelland@fd.org

7 Attorney for DAVID GARNER

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9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 DAVID GARNER,

15 Defendant.

Case No. 3:21-cr-00033-MMD

**ORDER GRANTING MOTION  
FOR LEAVE TO FILE EXHIBIT  
UNDER SEAL**

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17 Undersigned counsel is filing Documents in Support of Defendant David Garner.  
18 Exhibit A contains Mr. Garner's medical records. Undersigned counsel believes this  
19 information will assist the Court in sentencing. Because Exhibit A contains private medical  
20 information, it should be filed and maintained under seal pursuant to the Health Insurance  
21 Portability and Accountability Act (HIPAA) at 42 U.S.C. § 1320d-6 (2010) and 45 C.F.R. §  
22 160.103 (2014). Undersigned counsel will serve sealed Exhibit A on the government via  
23 electronic mail.  
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1           Undersigned counsel therefore respectfully requests leave to file under seal  
2 Mr. Garner's Exhibit A to his Documents in Support, and requests that the Court maintain  
3 Exhibit A under seal.

4           DATED this 28th day of June, 2024


5                                   RENE L. VALLADARES  
6                                   Federal Public Defender

7                                   By: /s/ Sean A. McClelland

8                                   SEAN A. MCCLELLAND  
9                                   Assistant Federal Public Defender  
10                                  Attorney for David Garner

11   IT IS SO ORDERED

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14          DATED this 1st day of July 2024.

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16   CHIEF U.S. DISTRICT JUDGE  
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